

Application S/N 10/822,898
Amendment Dated: March 31, 2006
Response to Office Action dated: November 23, 2005

CE11979JUI

REMARKS/ARGUMENTS

Claims 1, 3-15 and 17-28 remain pending in the application, as claims 2 and 16 have been canceled without prejudice. In the Office Action, claims 1-5, 8, 9, 12-19, 22, 23 and 26-28 were rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 5,903,634 to Wakabayashi, et al. (Wakabayashi). In addition, claims 6, 7, 10, 11, 20, 21, 24 and 25 were rejected under 35 U.S.C. 103(a) as being unpatentable over Wakabayashi.

The Abstract has been amended to be consistent with the title on page 1. Independent claims 1, and 15 have been amended to clarify that the image includes a background and at least one symbol superimposed on the background, and the modifying step includes graduating the contrast of at least a portion of the background in relation to the symbols through the use of a substantially diagonal boundary. Moreover, claims 14 and 28 have been amended to clarify that the contrast of at least a portion of the background in relation to the entries of the list is graduated through the use of a substantially diagonal boundary to indicate to a user the position of displayed entries in relation to the entire list. Support for the amendments can be found in FIG. 7 and on page 12, lines 5-12. No new matter has been added in view of these amendments. Wakabayashi does not describe, show or contemplate such a feature.

In view of the above, Applicants submit that independent claims 1, 14, 15 and 28 are patentable over the prior art. Applicants also believe that those claims that depend from these independent claims are patentable, both based on their dependencies on the independent claims and their patentability on their own. Reconsideration and

Application S/N 10/822,898
Amendment Dated: March 31, 2006
Response to Office Action dated: November 23, 2005

CE11979JUI

withdrawal of the rejection of the claims is respectfully requested. Passing of this case is now believed to be in order, and a Notice of Allowance is earnestly solicited.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein. No amendment made was for the purpose of narrowing the scope of any claim, unless Applicants have argued herein that such amendment was made to distinguish over a particular reference or combination of references.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicants' attorney or agent at the number indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

The Commissioner is hereby authorized to charge any necessary fee, or credit any overpayment, to Motorola, Inc. Deposit Account No. 50-2117.

Respectfully submitted,

SEND CORRESPONDENCE TO:

Motorola, Inc.
Law Department – MD 1610
8000 W. Sunrise Blvd.
Plantation, FL 33322

Customer Number: 24273

By:



Larry G. Brown
Attorney of Record
Reg. No.: 45,834

Telephone:(954) 723-4295
Fax No.: (954) 723-3871